

CASE S-13805H

CERTIFICATE OF MAILING

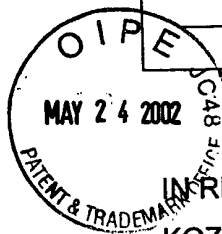
I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the Commissioner for Patents, Washington, D.C. 20231.

Gail C. Griffin
Type or print name

Gail C. Griffin
Signature

4/11/02
Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



IN RE U.S. PATENT OF
KOZIEL ET AL.

ART UNIT: 1638

EXAMINER: E. McElwain

U.S. Patent No. 6,320,100

Issued: November 20, 2001

APPLICATION NO: 08/547,422

FILED: April 11, 2000

FOR: SYNTHETIC DNA SEQUENCE HAVING ENHANCED
INSECTICIDAL ACTIVITY IN MAIZE

Commissioner for Patents
Washington, DC 20231

STATEMENT UNDER 37 CFR 1.324

Sir:

Pursuant to 37 C.F.R. § 1.324(b)(2), we (I) do hereby state that we (I) have no disagreement with adding as an inventor on the above referenced case: Nadine B. Carozzi.

By: *Kelly Lewis*
Name: Kelly Lewis

This the 30 day of March, 2002.

Respectfully submitted,

Syngenta Biotechnology, Inc.
Patent Department
P.O. Box 12257
Research Triangle Park, NC 27709-2257
(919) 541-8587
Date: *4/5/02*

J. Timothy Meigs
J. Timothy Meigs
Attorney for Patentees
Reg. No. 38,241

**SUPPLEMENTAL
DECLARATION FOR UTILITY
OR DESIGN
PATENT APPLICATION
(37 CFR 1.63)**



Attorney Docket Number	18805H
First Named Inventor	Michael Kozial
COMPLETE IF KNOWN	
Application Number	09 / 547,422
Filing Date	April 11, 2000
Art Unit	1638
Examiner Name	E. McElwain

As the below named inventor, I hereby declare that:

My residence, mailing address, and citizenship are as stated below next to my name.

I believe I am the original and first inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

SYNTHETIC DNA SEQUENCES HAVING ENHANCED INSECTICIDAL ACTIVITY IN MAIZE

(Title of the Invention)

the specification of which

☐ is attached hereto

OR

☒ was filed on (MM/DD/YYYY)

04/11/2000

as United States Application Number or PCT International

Application Number 09/547,422

and was amended on (MM/DD/YYYY)

(if applicable).

I hereby declare that the subject matter of the ☐ attached amendment ☐ amendment filed on was part of my or our invention and was invented before the filing date of the original application, above identified for such invention.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT International filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT International application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or of any PCT International application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
				YES	NO
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

☐ Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/028 attached hereto.

(Page 1 of 2)

Burden Hour Statement: This form is estimated to take 21 minutes to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

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SUPPLEMENTAL DECLARATION — UTILITY OR DESIGN PATENT APPLICATIONDirect all correspondence to: ☒ Customer Number
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Name

Address

Address

City

State

ZIP

Country

Telephone

Fax

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name of Sole or First Inventor:

☐ A petition has been filed for this unsigned inventor

Given Name Michael

Family Name or Surname Koziel

Inventor's Signature

Date

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State NC

ZIP 27613

Country USA

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☐ A petition has been filed for this unsigned inventor

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Family Name or Surname Desai

Inventor's Signature

Date

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Citizenship USA

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State NC

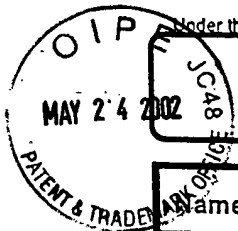
ZIP 27709

Country USA

☒ Additional inventors are being named on the 4 supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto.

Please type a plus sign (+) inside this box → ☒

PTO 5302A (11-00)
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DECLARATION

ADDITIONAL INVENTOR(S)
Supplemental Sheet
Page 3 of 6

Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any])		Family Name or Surname	
Kellyn		Lewis	
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Gregory		Warren	
Inventor's Signature		Date	
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City Research Triangle Park	State NC	ZIP 27709	Country USA
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
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Steve		Evola	
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City Research Triangle Park	State NC	ZIP 27709	Country USA

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DECLARATION

ADDITIONAL INVENTOR(S)
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Page 4 of 6

Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
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Martha		Wright	
Inventor's Signature		Date	
Residence: City Overland Park	State KS	Country USA	Citizenship USA
Mailing Address 6300 West 108th Street			
Mailing Address			
City Overland Park	State KS	ZIP 66211	Country USA
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
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Karen		Launis	
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Mailing Address			
City Research Triangle Park	State NC	ZIP 27709	Country USA
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
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Steven J.		Rothstein	
Inventor's Signature		Date	
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Mailing Address			
City Clive	State IA	ZIP 50325	Country USA

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MAY 24 2002
PATENT & TRADEMARK OFFICE

DECLARATION

ADDITIONAL INVENTOR(S)

Supplemental Sheet

Page 5 of 6

Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
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John L.		Dawson	
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ZIP	27709	Country	USA
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
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City	Research Triangle Park	State	NC
ZIP	27709	Country	USA

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ADDITIONAL INVENTOR(S)
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Name of Additional Joint Inventor, if any:

☐ A petition has been filed for this unsigned inventor

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Carozzi

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